

was formerly laid out into a township by the name of *Newbern*, with proper allotments for a church, court-house and market-place; as by a plot or draught, upon record in the Clerk's Office of *Craven* Precinct Court, will more plainly appear: Therefore, for the advancement of the said town.

II. *Be it enacted, by his Excellency the Palatine, and the rest of the true and absolute Lords proprietors of the Province of Carolina by and with the advice and consent of the rest of the members of the General Assembly, now met at Edenton, for the North East part of the said Province, and it is hereby enacted, by the authority of the same, that the said land, as it is already laid out by the said draught, together with as much other land lying contiguous and most convenient to the said town, to compleat a township, as shall make the whole two hundred and fifty acres, reserving to the owners thereof the property of such lots as are sold already by William Hancock, attorney of the said Col. Thomas Pollock, is hereby and henceforward invested in Mr. Cullen Pollock, Mr. William Hancock, Jun. and Richard Craves or any of them, for the use aforesaid, declared, confirmed, and incorporated into a township, by the name of Newbern; with all privileges which ever have belonged to the said town, or shall hereafter be expressed, for ever.*

III. Pursuant to which, *It is hereby enacted by the authority aforesaid, that the places already laid out for a church, court-house and market place, be reserved for those uses; and that the rest of the land not already laid out be forth with laid out into lots of half an acre each, with convenient streets and passages, with fronts belonging to the said lots, by the said trustees, or any of them. § 4, 5, 6, 8, and 9, provided for by 1756, 12.*

VII. *And be it further enacted by the authority aforesaid, That if any person or persons shall die possessed of any of the said lot or lots, without leaving heirs, or without making of a will of the said lot or lots, that then, and in such case, the absolute fee shall come and revert unto the said Cullen Pollock, his heirs and assigns, forever: notwithstanding any thing contained in an act, intituled, *An act concerning escheat lands and escheators*, or any other law, custom, or usage, to the contrary. *N. C. L. 1715, 30, 16.*

III GEORGE II. The 27th of November, 1729. O. S.

CHAP. II. *An act for the more quiet settling the bounds of the Meherrin Indians Lands.*

I. **W**HEREAS complaint is made by the Meherrin Indians, that the English people disturb them in their settlements, by coming to inhabit and tend corn among them; and also, that their bounds allowed by order of council dated *October* the twenty sixth, one thousand seven hundred and twenty six, did not extend high enough up from the fork of Meherrin Neck: for remedy whereof,

II. *Be it enacted, by his Excellency the Palatine, and the rest of the true and absolute Lords Proprietors of Carolina, by and with the advice and consent of the rest of the members of the General Assembly, now met at Edenton, for the North East part of the said Province, and by the authority of the same, that the said order of council be vacated, and that the Indian bounds and limits shall be extended as followeth, viz. beginning at the mouth of Meherrin river, and so up the river to the mouth of Horse Pasture creek formerly called Indian creek; then by the said creek up to the fork of it; then by the North East branch thereof to the head of the same: then by a straight line across to Chowan river, by the upper line of Mulberry old field survey, to Samuel Powers's lands; then along the various courses of the river, to the first station.*

III. *And be it also enacted, by the authority aforesaid, that all English people, or any other, living in the said bounds, shall move off, and that no person but the said Indians shall inhabit or cultivate any lands within the limits aforesaid, while the said Indians remain a nation, and live thereon: and if any person shall offend against this act, on complaint made to Mr. John Boude, who is hereby appointed a commissioner for the said Indians, he shall grant his warrant to the constable, requiring him with aid (if need be) to remove such person, at or before the twenty fifth of December next ensuing; and any person refusing to remove, shall be brought before the said commissioner, and upon his conviction of the same, shall forfeit, for the first offence, five pounds: and if he still persist, and refuse to go off from the said lands, after warning from the commissioner, or by his order, for the second offence shall forfeit the sum of ten pounds, and for the third time of his so offending shall forfeit twenty pounds, and two months imprisonment, and give security for his or their good behaviour: to be recovered by bill, plaint, or information, in any court of record in this government; wherein no essoin, protection, or wager of law, shall be allowed or admitted.*

IV. *And be it further enacted, by the authority aforesaid, that the said commissioner is hereby impowered and ordered to re-instate and settle the said Indians, in giving them peaceable possession of the said lands, and to turn off any other person or persons inhabiting within the said bounds, unless such person have special leave from the Governor and council, for continuing thereon; provided that this act shall not invert the fee-simple of the said lands in the Indians, but such as have patents for the same, or any part thereof, their title shall be good and valid; neither shall the said Indians have liberty or leave, to rent, sell, or any ways dispose of the said lands.*

CHAP. VII. *An act to confirm Bath town common.*

I. **W**HEREAS a tract of land, adjacent to Bath town, was granted and surveyed for a common, for the use of the said town, and is bounded as followeth, viz. beginning at a marked pine at the east branch of the old